

STANDING CHAPTER 13 TRUSTEE ALEJANDRO OLIVERAS RIVERA  
REPORT OF ACTION TAKEN  
MEETING OF CREDITORS

In re:

RAFAEL A. VIERA HERNANDEZ

CARMEN L. RIVERA ALICEA

Case No. 10-10179-SEK

Chapter 13

Attorney Name: MARILYN VALDES ORTEGA\*

I. Appearances

Debtor ☒ Present ☐ Absent  
Joint Debtor ☒ Present ☐ Absent  
Attorney for Debtor ☒ Present ☐ Absent  
☐ Pro-se  
☐ Substitute Att. Valdes

Date: December 03, 2010

Time: 11:35am Track:           

☒ This is debtor(s) 1st Bankruptcy filing.

Liquidation Value: T.B.D.

Creditors

none -

II. Oath Administered

☒ Yes ☐ No

III. Documents Filed/Provided

☒ Schedules  
☒ Statement of Financial Affairs (SOFA)  
☒ Statement of Current Monthly Income (SCMI)  
☐ Credit counseling briefing certificate (CCC)  
☐ Waiver requested by debtor(s)  
☐ DSO Certificate

☐ DSO Recipient's information  
☒ State Tax Returns 06-09 ☒ Returned  
☒ Federal Tax Returns 06-08-09 ☒ Returned  
☐ Evidence of income (60 days prior to petition)

IV. Status of Meeting ☒ Closed ☐ Not Held ☐ Continued            at           

V. Trustee's Report on Confirmation

☐ FAVORABLE  
☒ UNFAVORABLE

☐ Feasibility  
☐ Insufficiently funded  
☐ Unfair discrimination  
☐ Fails liquidation value test  
☐ Fails disposable income test (I & J)  
☐ No provision for secured creditor(s)

☐ No DSO certificate (Post-petition)  
☐ Evidence of income  
☐ Missing ☐ Incomplete  
☐ Stmt. of Current Monthly Income  
☐ Incomplete ☐ Missing  
☐ Fails commitment period ☐ Fails Disp. Income  
☐ Certificate of Credit briefing  
☐ Missing ☐ More than 180 days  
☐ Issuer not certified by U.S.T.  
☐ Incomplete schedules  
☐ Incomplete S.O.F.A.  
☐ Other:           

☐ Treat value of collateral separately  
☐ No provision for insurance  
☒ Tax returns missing  
☐ State - years             
☒ Federal - years 2009

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VI. Plan

(Cont.)

Date: October 15 2010 Base \$ 20,400.00 ☒ Filed Evidence of Pmt shown: \_\_\_\_\_

Payments 1 made out of 1 due. ☐ Not Filed

VII. Confirmation Hearing Date: January, 14, 2011

VIII. Attorney's fees as per R. 2016(b)

\$3,000.00 - \$ 270.00 = \$ 2,730.00

IX. Documents to be provided w/in 10 days

☐ Amended schedules \_\_\_\_\_

☐ Amended S.O.F.A. \_\_\_\_\_

☐ Insurance estimate \_\_\_\_\_

☐ Amended plan \_\_\_\_\_

☐ Assumption/Rejection executory contract \_\_\_\_\_

☐ Business Documents \_\_\_\_\_

☐ Monthly reports for the months \_\_\_\_\_

☐ Appraisal \_\_\_\_\_

☐ State tax returns years \_\_\_\_\_

☐ Public Liability Insurance \_\_\_\_\_

☐ Federal tax returns years \_\_\_\_\_

☐ Premises \_\_\_\_\_

☐ Correct SS # (Form B21) \_\_\_\_\_

☐ Vehicle(s) \_\_\_\_\_

☐ Debtor ☐ Joint debtor \_\_\_\_\_

☐ Licenses issued by: \_\_\_\_\_

☐ Other: \_\_\_\_\_

☐ M.T.D. to be filed by Trustee: Debtor(s): ☐ failed to appear; ☐ failed to commence payments;

☐ failed to keep payments current; ☐ does (do) not qualify as a debtor (§109); \_\_\_\_\_

☐ Other: \_\_\_\_\_

COMMENTS

① Debtor informed that amended schedule A <sup>and schedule C</sup> will be filed to include Lien over inheritance property at Urb. Forest Hills.

② Amend petition: include business name: "Pinturas y Algo más"

[Signature]  
Trustee/Presiding Officer

Date: December 03, 2010

(Rev.